



PATENT  
Attorney Docket No.: AVALUC-00301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Connie Blackburn *et al.*

Serial No.: 09/512,838

Filed: February 25, 2000

For: **A SYSTEM AND METHOD OF  
BILLING A PREDETERMINED  
TELEPHONE LINE FOR SERVICE  
UTILIZED BY A CALLING PARTY**

) Group Art Unit: 2643  
) Examiner: Tran, Q.  
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MS: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed please find a Petition for Refund of Paid 3 Month Extension of Time Fee including Exhibit A and Exhibit B for filing with the U.S. Patent and Trademark Office.

The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. An originally executed duplicate of this transmittal is enclosed for this purpose.

Respectfully submitted,  
HAVERSTOCK & OWENS LLP

By: Thomas B. Haverstock  
Thomas B. Haverstock  
Reg. No.: 32,571

Dated: October 15, 2004

Attorneys for Applicants

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 10-15-04 By: John B. Ryan



PATENT  
Attorney Docket No.: AVALUC-00301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Group Art Unit: 2643  
Connie Blackburn *et al.* ) Examiner: Tran, Q.  
Serial No.: 09/512,838 ) **PETITION FOR REFUND OF PAID 3**  
Filed: February 25, 2000 ) **MONTH EXTENSION OF TIME FEE**  
For: **A SYSTEM AND METHOD OF** ) 162 North Wolfe Road  
**BILLING A PREDETERMINED** ) Sunnyvale, California 94086  
**TELEPHONE LINE FOR SERVICE** ) (408) 530-9700  
**UTILIZED BY A CALLING PARTY**) Customer No.: 28960

MS: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

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Applicant hereby petitions for refund of three month extension of time fee for the following reasons:

1. The Office mailed a Final Office Action on April 16, 2004. Within the Final Office Action, a shortened statutory period for reply was set to expire 3 months from the mailing date.
2. Applicant filed an Amendment and Response to Final Office Action on June 1, 2004, which was within the 2 month time frame for receiving an Advisory Action from the Office. Exhibit A includes a copy of the Certificate of Mailing showing the mailing date to be June 1, 2004. Exhibit B includes a copy of the return receipt postcard showing that the Office received the Applicant's Amendment and Response to Final Office Action on June 3, 2004.
3. The Applicant has spoken with the Examiner via telephone and requested the current status of the Advisory Action, the current status of the Application, and the current

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Attorney Docket No.: AVALUC-00301

disposition of the claims, in light of the pending 6 month statutory period for reply. As of October 15, 2004, the current status of the Advisory Action, the current status of the Application, and the current disposition of the claims remains unknown.

4. To reply within the 6 months maximum statutory period for reply and to avoid abandonment of the application, on October 15, 2004, the Applicant filed a Notice of Appeal and paid the 3 month extension of time fee, \$980.00.
5. The Applicant requests a refund of the paid 3 month extension of time fee, \$980.00, as it is due to the lack of an Advisory Action from the Office that delayed a reply from the Applicant beyond the 3 month shortened statutory period for reply.

Dated: 10-15-04

By: Thomas B. Haverstock

Thomas B. Haverstock

Reg. No.: 32,571

Attorneys for Applicant

CERTIFICATION OF MAILING (37 CFR § 1.3(g))

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HAVERSTOCK & OWENS LLP.

- 2 -

Date: 10-15-04

John D. Larson



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# **EXHIBIT A**

PATENT  
Attorney Docket No.: AVALUC-00301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Connie Blackburn et al.

Serial No.: 09/512,838

Filed: February 25, 2000

For: **A SYSTEM AND METHOD OF  
BILLING A PREDETERMINED  
TELEPHONE LINE FOR SERVICE  
UTILIZED BY A CALLING PARTY**



) Group Art Unit: 2643  
) Examiner: Tran, Q.  
) **TRANSMITTAL LETTER**  
) 162 North Wolfe Road  
) Sunnyvale, California 94086  
) (408) 530-9700  
) Customer Number 28960

MS: Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 21 2004

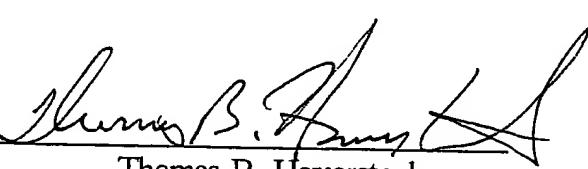
Technology Center 2600

Sir:

Enclosed please find an Amendment and Response to the Final Office Action mailed on April 16, 2004 for filing with the U.S. Patent and Trademark Office.

The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. An originally executed duplicate of this transmittal is enclosed for this purpose.

Respectfully submitted,  
HAVERSTOCK & OWENS LLP

By:   
Thomas B. Haverstock  
Reg. No.: 32,571

Dated: June 1, 2004

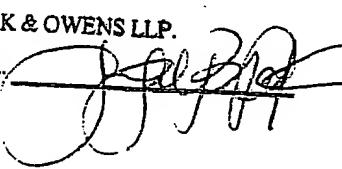
Attorneys for Applicants

**CERTIFICATE OF MAILING (37 CFR § 1.8(a))**  
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

- 1 -

HAVERSTOCK & OWENS LLP.

Date: 6-1-04

By: 



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# **EXHIBIT B**



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Serial No.: 05/12,838 H&O File No.: AVALUC-00301 By: TBI  
In the Matter of The Application of: Connie Blackburn et al. QSB  
Date Mailed: 6-1-24 Due Date: 7-11-24

Due Date: 9-16-04  
The following has been received in the U.S. Patent and Trademark Office on the date stamped below:

The following has been received:

Due Date: 7-16-04

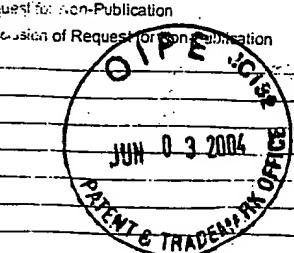
<input type="checkbox"/> Design Patent Application	Pages:	<input type="checkbox"/> Form FTO-1533 (Not. of Missing Parts)	<input checked="" type="checkbox"/> Transmittal Letter	<input type="checkbox"/> Duplicate
<input type="checkbox"/> Utility Patent Application	Pages:	<input type="checkbox"/> Form PTO-803 (Issue Fee Trans.) & dup.	<input checked="" type="checkbox"/> Certificate of Mailing	
<input type="checkbox"/> Prov. Patent Application	Pages:	<input type="checkbox"/> Form PTO-105 (Cert. of Correction)	<input type="checkbox"/> Certificate of Express Mailing	
<input type="checkbox"/> Declaration/Oath		<input type="checkbox"/> Maintenance Fee Transmittal Form		
<input type="checkbox"/> Power of Attorney		<input type="checkbox"/> Reexamination Request		
<input type="checkbox"/> Assignment		<input type="checkbox"/> Notice of Appeal		
<input type="checkbox"/> Form PTO-153-1595		<input type="checkbox"/> Affidavit/Declaration		
<input type="checkbox"/> Priority Statement		<input type="checkbox"/> Copy of Filing Receipt		
<input type="checkbox"/> Drawings:	Sheets(s)	<input type="checkbox"/> req. for Corr. of:		
<input type="checkbox"/> Forms <input type="checkbox"/> Diagrams		<input type="checkbox"/> Request for Non-Publication		
<input type="checkbox"/> Information Disclosure Statement		<input type="checkbox"/> Rescission of Request for Non-Publication		
<input type="checkbox"/> Form PTO-1449 and Copies of Services Combined Thereon		<input type="checkbox"/>		
<input type="checkbox"/> Information Disclosure Certification		<input type="checkbox"/>		
<input type="checkbox"/> Amendment/Response		<input type="checkbox"/>		
<input type="checkbox"/> Extension of Time Request: _____ Months		<input type="checkbox"/>		
<input type="checkbox"/> Petition		<input type="checkbox"/>		

O P E R A T I O N S C E N T E R

JUN 03 2004

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Serial No.: 01/512,838 H&O File No.: AUSALLC-C031 By: TBSH  
In the Matter of The Application of: Connie Blackburn et al. NRW  
Date Mailed: OCT 18 2004 Due Date:  
The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

Design Patent Application \_\_\_\_\_ Pages  
 Utility Patent Application \_\_\_\_\_ Pages  
 Prov. Patent Application \_\_\_\_\_ Pages  
 Declaration/Oath  
 Power of Attorney \_\_\_\_\_  
 Assignment  
 Form PTO-1594/1595  
 Small Entity Statement  
 Drawings: \_\_\_\_\_ Sheets(s)  
     Formal    Informal  
 Information Disclosure Statement  
 Form PTO-1449 and Copies of \_\_\_\_\_ References Contained Thereon  
 Information Disclosure Certification  
 Amendment/Response  
Extension of Time Request: \_\_\_\_\_ Months(s)  
 Petition

Form PTO-1533 (Not. of Missing Parts)  
 Form PTOL-85B (Issue Fee Trans.) & dup.  
 Form PTO-1050 (Cert. of Correction)  
 Maintenance Fee Transmittal Form  
 Reexamination Request  
    Notice of Appeal  
 Affidavit/Declaration  
 Copy of Filing Receipt  
 Req. for Corr of: \_\_\_\_\_  
 Request for Non-Publication  
 Rescission of Request for Non-Publication  
 Petition for Refund  
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Transmittal Letter    Duplicate  
 Certificate of Mailing  
 Certificate of Express Mailing  
Label No.: \_\_\_\_\_  
 Check(s): \$ \_\_\_\_\_  
 Deposit Account Authorization Form

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